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Paper No. 5

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In re Application of  
Hans G. Schantz et al.  
Application No. 10/077,340  
Filed: June 1, 2002  
Attorney Docket No. DDM01-03

**OFFICE OF PETITIONS**

**DECISION GRANTING PETITION**

This is a decision on the petition filed under 37 CFR 1.182, on June 1, 2002 (certificate of mailing date), requesting that the above-identified application be accorded a filing date of June 1, 2002, with Figures 5F, 5G and 5H as part of the original disclosure.

On February 15, 2002, applicant filed the above-identified application. However, on April 18, 2002, the Office of Initial Patent Examination mailed a "Notice of Omitted Items," stating that a filing date had been assigned in the application; however, Figure 5H described in the specification appeared to be omitted from the application.

In response, on June 1, 2002, applicant filed the present petition to accord a filing date of June 1, 2002, with Figure 5H<sup>1</sup> as part of the original disclosure as well as a copy of a new declaration. The petition states that applicant hereby petitions under 37 CFR 1.182 to accept the date of submission of the missing drawing Figure as the application filing date.

The petition is **GRANTED**.

The application file will be forwarded to the Office of Initial Patent Examination for reprocessing with a filing date of June 1, 2002, using the nineteen (19) sheets of drawings filed with the original application papers on February 15, 2002, and the two (2) sheets of drawing containing relabeled Figures 5F, 5G and 5H on June 1, 2002, and an indication in the Office records that twenty (20) sheets of drawings were present on filing.

<sup>1</sup>Figure 5F from the original filing has been relabeled as 5G, Figure 5G from the original filing has been relabeled as 5H and the omitted item has been included and labeled as 5F.

Telephone inquiries concerning this matter may be directed to the undersigned Petitions Attorney at (703) 305-4497.



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